

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

OKSANA LOPEZ, et al.,

Plaintiffs,

v.

HARLEY-DAVIDSON, INC.,

Defendant.

Case No. [24-cv-04320-RS](#)

**ORDER DENYING MOTION FOR
STAY OF PROCEEDINGS**

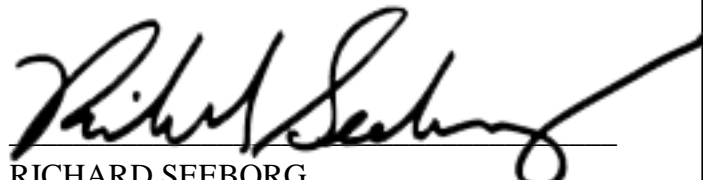
Defendant Harley-Davidson, Inc. seeks a stay of all other proceedings in this action pending a ruling on its motion for terminating sanctions, which is based on the fact that plaintiffs' counsel directed a third-party storage facility to dispose of the motorcycle decedent was riding in the incident giving rise to this action. Harley-Davidson has not met its burden to show that a stay is warranted. *See generally, Mlejnecky v. Olympus Imaging Am., Inc.*, 2011 WL 489743, at *7-10 (E.D. Cal. Feb. 7, 2011). The stay motion is therefore denied.

The assigned magistrate judge appropriately denied a motion to compel, without prejudice, pending a determination as to whether a stay would issue. In light of this denial, the parties should proceed as directed by the magistrate judge. The magistrate judge retains full discretion to determine if and when the disputed discovery should go forward. Although plaintiffs have suggested the outstanding discovery could be relevant to some of the issues in the pending sanctions motion, plaintiffs shall file their opposition to the sanctions motion as currently scheduled. In the event the court determines additional discovery is necessary to decide that

1 motion, an order to that effect will issue, but the parties should presume the sanctions motion will
2 be decided on the current record.

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4 **IT IS SO ORDERED.**

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6 Dated: September 30, 2025

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8 RICHARD SEEBORG
9 Chief United States District Judge
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